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Commissioner for Patents
P.O. Box 1450
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on June 14, 2005

Date of Deposit

Joseph A. Yosick, Reg. No. 32,305

Name of applicant, assignee or
Registered Representative

Joseph A. Yosick
Signature

6/14/05
Date of Signature

Case No. 1391-1275
Client Ref. STRIPES

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

McHale, et al.

Serial No.: 08/044,240

Examiner: Curtis E. Sherrer

Filed: 04/07/1993

Group Art Unit: 1761

For: MULTI-PHASE SHEETED
CHEWING GUM AND METHOD
AND APPARATUS FOR MAKING

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated February 14, 2005 of the Examiner finally rejecting Claims 1-6, 8-10, 15, 18-21, 28, 51-56, and 65-68.

06/17/2005 MAHME1 00000017 08044240

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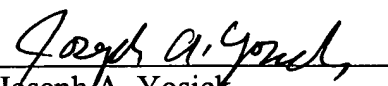
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The items checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on _____ for _____ month(s).
2. ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. ☒ Fee (\$500)
☒ Enclosed
☐ Not required (Fee paid in prior appeal)
☐ Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)
☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4. ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: June 14, 2005


Joseph A. Yosick
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Attorney for Applicants

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